

REMARKS

Prior to entry of this paper, claims 19-39 were pending. The Final Office Action dated March 10, 2010 rejected claims 19-39. In this paper, claims 19-28 are cancelled, claims 29-39 are amended, and no claims are added. Claims 29-39 are currently pending. No new matter is added by way of this amendment. In light of the present claim amendments, the applicants respectfully submit that the claims are now in condition for allowance.

The Office Action rejected claims 19-39 under 35 U.S.C. 112, first paragraph. This rejection is respectfully traversed. Without conceding to the merits of this rejection and to expedite prosecution, the applicants have removed the crossed-out limitations of the following phrase by cancelling claim 19 (note, the Section 112 rejection was provoked by the addition of these limitations to the previously pending claims): “a tissue vibration processor that processes the ultrasound to identify ~~naturally occurring~~ tissue vibrations ~~that are~~ caused by internal bleeding ~~and are not induced by any external device~~, producing a signal indicating the internal bleeding.” Accordingly, it is respectfully requested that the Section 112 rejection be withdrawn.

The Office Action rejected claims 19-28 and 33-39 under 35 U.S.C. 103(a) as being unpatentable over Lin (U.S. Patent No. 5,919,139) in view of Beach (U.S. Patent No. 5,951,476). This rejection is respectfully traversed. Without conceding to the merits of this rejection and to expedite prosecution, the applicants have amended the claims to include the limitations that were not rejected under Section 103. In particular, amended claims 29, 30, and 31 have each been amended into independent form, and they each include the limitations of previously presented claims 19 and 28, but they do not include the above noted crossed-out limitations that provoked the Section 112 rejection. In addition, as amended, independent claims 29, 30, and 31 include limitations that were not rejected under Section 103 (and were allowed based on the Office Action dated August 19, 2009, prior to the Section 112 rejection). Accordingly, it is respectfully requested that the Section 103 rejection of claims 29, 30, and 31 be withdrawn.

Claims 19-28 have been cancelled. Accordingly, the rejections to these claims are now moot.

Dependent claims 32-39, as variously amended, depend from amended independent claim 29. It is respectfully respected that the rejections to these claims be withdrawn for at least that reason.

Conclusion

It is respectfully submitted that each of the presently pending claims is in condition for allowance and notification to that effect is requested. The Examiner is encouraged to contact the applicants' representative at the below-listed telephone number if it is believed that the prosecution of this application may be assisted thereby. Although only certain arguments regarding patentability are set forth herein, there may be other arguments and reasons why the claimed invention is patentable. The applicants reserve the right to raise these arguments in the future.

Dated: _5/10/2010_____

Respectfully submitted,

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